

## Joint Meeting

### SERVICE INDUSTRIES

*Joint Economic Committee:* Committee concluded hearings to determine the importance of the service sector to the economy and to evaluate current Federal policies governing service industries, after receiving testimony from Dwight Ink, Vice President for Administration, U.S. Synthetic Fuels Corporation; and Gilbert Simonetti, Jr., National Foreign Trade Council, James C. Hostetler, Chapman, Duff and Paul, and Donald Rappaport, Price Waterhouse, all of Washington, D.C.

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Thursday, April 12, 1984

## Senate

### Chamber Action

*Routine Proceedings, pages 9070-9371*

**Measures Introduced:** Seventeen bills and eight resolutions were introduced, as follows: S. 2565-2581, S.J. Res. 273-276, S. Con. Res. 104-105, and S. Res. 369-370.

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**Measures Reported:** Reports were made as follows:

S. 2281, to revise and extend provisions of the Public Health Service Act relating to the National Health Service Corps, with amendments. (S. Rept. No. 98-392)

S. 2301, to revise and extend programs for the provision of health services and preventive health services, to establish a program for the provision of home and community-based services, and for other purposes, with amendments. (S. Rept. No. 98-393)

S. 1027, to amend Public Law 96-162, with an amendment in the nature of a substitute. (S. Rept. No. 98-394)

S. Res. 370, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1027, listed above. Referred to the Committee on the Budget.

S.J. Res. 198, designating April 27, 1984, as "National Nursing Home Residents Day."

S.J. Res. 227, designating the week beginning November 11, 1984, as "National Women Veterans Recognition Week."

S.J. Res. 244, designating the week beginning May 6, 1984, as "National Asthma and Allergy Awareness Week."

S. 2085, to amend section 3(a) of the Cotton Statistics and Estimates Act to provide continuing authority to the Secretary of Agriculture for recovering costs associated with cotton classing services to

producers, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 98-395)

S. Res. 287, establishing a task force on agricultural credit, with an amendment in the nature of a substitute and an amendment to the preamble (with additional views). (S. Rept. No. 98-396)

S. 1135, to consent to the Goose Lake Basin Compact between the States of California and Oregon. (S. Rept. No. 98-397)

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### Measures Passed:

*Adjournment Resolution:* Senate agreed to S. Con. Res. 104, providing that when the Senate adjourned on April 12, 13, or 14, 1984, and when the House adjourns on April 12, 13 or 14, 1984, they stand adjourned until April 24, 1984, pursuant to the provisions of S. Con. Res. 103.

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*Bankruptcy Act Extension:* Senate passed S. 2570, continuing the transition provisions of the Bankruptcy Act until May 26, 1984.

Page 9147

*Perishable Agricultural Commodities:* Senate passed H.R. 3867, amending the Perishable Agricultural Commodities Act, 1930, by impressing a trust on the commodities and sales proceeds of perishable agricultural commodities for the benefit of the unpaid seller.

Page 9153

**Miscellaneous Tariff, Trade, and Customs Matters:** Senate continued consideration of H.R. 2163, making miscellaneous amendments to the tariff and trade laws of the United States, with a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto, as follows:

#### Adopted:

(1) D'Amato Amendment No. 2956, excluding tax-exempt interest in determining amount of social security benefits to be taxed. (By 32 yeas to 63 nays (Vote No. 66), Senate earlier failed to table the amendment.)

Page 9088

(2) Stevens-Murkowski Amendment No. 2957, revising the exemption from income under the SSI program for the Alaska bonus payments.

Page 9098

(3) Dole Amendment No. 2960, of a technical and clarifying nature.

Page 9098

(4) Bentsen modified Amendment No. 2961, establishing the authorization for the maternal and child health block grant program at \$478,000,000; and including the food stamp program in the provi-

sion requiring income and eligibility verification procedures.

Page 9101

(5) Quayle Amendment No. 2962, revising the prospective payment classification procedures with respect to certain rural hospitals.

Page 9109

(6) Huddleston Amendment No. 2965, providing a transition rule of noninsurance business.

Page 9120

(7) Cohen Amendment No. 2967, deleting the repeal of the energy conservation credit. (By 38 yeas to 55 nays (Vote No. 69), Senate failed to table the amendment.)

Page 9122

(8) Boschwitz-Durenberger Amendment No. 2968, providing tax-exempt status for local police and fire associations that provide pension and other benefits to members that would otherwise be provided by a State or local government.

Page 9126

(9) Boschwitz modified Amendment No. 2969, allowing investment tax credits on container equipment used by leasing companies, even though they may be transferred or used elsewhere.

Page 9127

(10) Inouye-Matsunaga Amendment No. 2970, amending title XVIII of the Social Security Act, providing that services furnished by a clinical psychologist shall be reimbursed under Medicare when furnished by a health maintenance organization under a risk-sharing contract to a member of that organization.

Page 9128

(11) Bentsen Amendment No. 2971, exempting certain traditional State programs from the provisions regarding consumer loan bonds.

Page 9128

(12) Dole (for Mattingly and Nunn) Amendment No. 2972, providing that no Superfund tax be levied on barium sulfide having only a transitory existence during a manufacturing process.

Page 9129

(13) Dole (for Kennedy) Amendment No. 2973, adding educational institutions, such as universities, to the list of organizations that are recipients qualified to receive donated scientific research equipment that is eligible for a deduction.

Page 9132

(14) Baucus Amendment No. 2974, limiting the depreciation and investment credit allowable for luxury automobiles over \$15,000.

Page 9132

(15) Matsunaga Amendment No. 2984, changing the time period for applying the energy percentage for solar, wind, geothermal, and ocean thermal projects.

Page 9156

(16) Dole Amendment No. 2985, dealing with transition rules for effective date of deferred rental payments.

Page 9156

(17) Wilson-Cranston Amendment No. 2986, providing that special rules relating to sound recordings shall not apply to contingent amounts incurred in the taxable year in which the sound recording is placed in service or in the first succeeding taxable year; and that such amounts shall be treated as 3-year recovery property and qualified investment placed in service in the year in which they are incurred as costs to the taxpayer.

Page 9158

(18) Wilson-Cranston Amendment No. 2988, defining "tenant-stockholder's proportionate share" for property taxes of cooperative housing corporations.

Page 9161

(19) Domenici-Percy Amendment No. 2990, providing a credit for photovoltaic property.

Page 9170

(20) Dole (for DeConcini) Amendment No. 2991, providing for the duty-free entry of articles required for the installation and operation of a telescope in Arizona.

Page 9170

(21) Dole (for Thurmond) Amendment No. 2992, exempting the Greenville Coliseum, in Greenville, South Carolina, from the tax-exempt entity leasing provisions.

Page 9171

(22) Dole Amendment No. 2993, of a clerical nature with respect to the Payment-in-Kind program.

Page 9172

(23) Grassley Amendment No. 2994, extending the period for depreciation of certain agricultural structures and providing a 20 percent investment tax credit for certain soil and water conservation expenses.

Page 9173

(24) Boren modified Amendment No. 2995, clarifying the type of vocational schools which would qualify for the special deduction for certain equipment donations.

Page 9175

(25) Tsongas Amendment No. 2996, relating to the taxation of property transferred in connection with the performance of services.

Page 9176

(26) Baucus Amendment No. 2997, providing a one-year extension for certain trusts created before June 30, 1953.

Page 9179

(27) Dole (for Symms) amendment No. 2998, providing a special rule for geothermal energy equipment.

Page 9179



(28) Pressler Amendment No. 2999, providing for review of certain decisions affecting tax-exempt bonds.

Page 9180

(29) Specter Amendment No. 3001, modifying the permissible purchaser-lessors in sale-leasebacks of principal residences.

Page 9182

(30) Hatfield Amendment No. 3002, providing for an evaluation of the feasibility and the ability of weight-distance truck taxes to provide the greatest degree of equity among highway users, to ease the cost of compliance for such taxes and to improve the efficiency by which these taxes might be administered.

Page 9183

(31) Stennis modified Amendment No. 2944, exempting UDAG assisted projects and manufacturing facilities from the small issue limitation on industrial development bonds.

Page 9184

(32) Sasser-Baker Amendment No. 3003, providing that the election to use the alternate valuation date for purposes of the estate tax may not be made under certain circumstances and permitting an election to be made on a return that is filed late.

Page 9189

(33) Murkowski-Stevens Amendment No. 3005, providing that facilities for the local furnishing of electric energy also shall include a facility that is part of a system providing service to the general populace under certain specified circumstances.

Page 9195

(34) Bradley Amendment No. 3006, relating to treatment of subsidiary dividends.

Page 9195

(35) By 62 yeas to 19 nays (Vote No. 74), Boschwitz Amendment No. 3007, providing real estate depreciation modifications.

Page 9198

(36) Tower Amendment No. 3008, amending section 1034(h) of the Internal Revenue Code of 1954 in the case of members of the Armed Forces stationed overseas or required to reside in Government quarters.

Page 9204

(37) Baker Amendment No. 3009, providing for increased payments for Presidential Nominating Conventions.

Page 9206

(38) Pryor Amendment No. 3010, amending the Internal Revenue Code of 1954 with respect to the unrelated business taxable income of private corporations established under Federal law.

Page 9206

(39) Dole Amendment No. 3011, increasing the gasohol exemption.

Page 9607

(40) Domenici Amendment No. 3014, providing an exclusion for the Sandia Corporation, of Albuquerque, New Mexico.

Page 9212

(41) Wilson Amendment No. 3015, providing a transition rule for Section 173 concerning films.

Page 9212

(42) Dole Amendment No. 3016, of a technical nature.

Page 9212

(43) Heinz Amendment No. 3019, amending title XVIII of the Social Security Act to allow Medicare coverage for post-hospital home health services provided on a daily basis.

Page 9217

(44) Dole Amendment No. 3020, relating to reduction of State ceiling by amount of special mortgage bonds issued before 1985.

Page 9219

(45) Specter Amendment No. 3023, maintaining the reduction of the coal and iron ore corporate preference item of 15 percent.

Page 9220

(46) Dole Amendment No. 3024, of a technical nature.

Page 9222

(47) By 76 yeas to 5 nays (Vote No. 77), Dole-Long modified Amendment No. 2902, providing for certain spending reductions and revenue increases, as amended.

Page 9239

#### Rejected:

(1) By 15 yeas to 76 nays (Vote No. 76), Ford Amendment No. 2963, to delete the provisions relative to enterprise zones and the increase in the excise tax on distilled spirits.

Page 9112

(2) Ford Amendment No. 2964, to raise the revenue generated by the proposed tax on distilled spirits by raising the tax on distilled spirits and wines. (By 62 yeas to 32 nays (Vote No. 68), Senate tabled the amendment.)

Page 9115

(3) Metzenbaum-Kennedy Amendment No. 2975, to modify the alternative minimum corporate tax. (By 62 yeas to 30 nays (Vote No. 70), Senate tabled the amendment.)

Page 9136

(4) Bradley-Durenberger Amendment No. 2978, to impose an additional tax on gasoline with lead additives. (By 61 yeas to 28 nays (Vote No. 71), Senate tabled the amendment.)

Page 9143

(5) Bradley Amendment No. 2989, to provide cost-of-living adjustment in the earned income credit. (By 64 yeas to 25 nays (Vote No. 72), Senate tabled the amendment.)

Page 9162

(6) Cranston Amendment No. 3004, to provide a special rule in the case of low-income housing. (By 66 yeas to 17 nays (Vote No. 73), Senate tabled the amendment.)

Page 9190

(7) Levin-Riegle Amendment No. 3013, to increase the deduction for two-earner couples, and to keep the maximum tax rate on estates at 60 percent. (By 62 yeas to 19 nays (Vote No. 75), Senate tabled the amendment.)

Page 9209

(8) Melcher Amendment No. 3018, to define the circumstances under which construction workers may deduct travel and transportation expenses in computing their taxable income for purposes of Federal income taxes. (By 50 yeas to 31 nays (Vote No. 76), Senate tabled the amendment.)

Page 9216

#### Withdrawn:

(1) Heinz-Specter Amendment No. 2966, to require group health plans to provide open enrollment periods for workers whose spouses become unemployed and to provide continued coverage for workers who become unemployed.

Page 9120

(2) Abdnor Amendment No. 2981, to limit the deduction for losses on farming and to use part of the increase in revenues from such limitation for farm programs.

Page 9148

(3) Helms Amendment No. 2982, to provide that levy against a taxpayer may be made only after being authorized by a court order.

Page 9149

(4) Helms Amendment No. 2983, to increase the personal exemption to \$2,000.

Page 9154

(5) D'Amato Amendment No. 3000, to amend the Internal Revenue Code of 1954 to lower the limitation on defined benefit plans established for policemen and firemen.

Page 9181

(6) Warner Amendment No. 3017, to provide a 25 percent maximum tax on interest earned in a Nuclear Decommissioning Trust Fund.

Page 9214

**NOAA Satellite Program Authorization Act:** Senate concurred in the amendments of the House to S. 1097, authorizing funds for certain atmospheric satellite programs of the National Oceanic and Atmospheric Administration, with Baker (for Packwood) Amendment No. 3025, in the nature of a substitute.

Page 9361

**Year of Excellence in Education:** Senate concurred in the amendments of the House to S.J. Res. 210, designating the period commencing April 1,

1984 through March 31, 1985, as the "Year of Excellence in Education."

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#### Authority During Adjournment:

**Authority To Receive Messages:** The Secretary of the Senate was authorized to receive and appropriately refer messages from the President and the House of Representatives during the adjournment of the Senate over until Tuesday, April 24.

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**Authority To Sign Measure:** The President of the Senate and the President pro tempore were authorized to sign all duly enrolled bills and joint resolutions during the adjournment of the Senate over until Tuesday, April 24.

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**Authority for Committees:** All committees were authorized to file reports during the adjournment of the Senate, on Wednesday, April 18, from 10 a.m. until 3 p.m.

Page 9360

**Nominations Received:** Senate received the following nominations:

Robert S. Cooper, of Virginia, to be an Assistant Secretary of Defense.

Routine list of Air Force nominations.

Page 9371

**Nominations Confirmed:** Senate confirmed the following nominations:

8 Army nominations in the rank of General.

1 Navy nomination in the rank of Admiral.

Routine lists of Army, Navy, Air Force, and Marine Corps nominations.

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#### Messages From the President:

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#### Messages From the House:

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#### Measures Referred:

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#### Communications:

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#### Statements on Introduced Bills:

Page 9253

#### Amendments Submitted:

Page 9315

#### Notices of Hearings:

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#### Committee Authority To Meet:

Page 9342

#### Additional Statements:

Page 9343

**Record Votes:** Twelve record votes were taken today. (Total—77)

Pages 9097, 9114, 9119, 9126, 9140, 9147, 9165, 9194, 9204, 9211, 9217, 9240.

**Adjournment:** Senate convened at 10 a.m., and, in accordance with the provisions of S. Con. Res. 103 (as modified by S. Con. Res. 104), adjourned on Friday, April 13, at 5:15 a.m., until 11 a.m., on Tuesday, April 24, 1984. (For Senate's program, see the



remarks of Senator Baker in today's Record on page 9370.)

## Committee Meetings

### RURAL ELECTRIC AND TELEPHONE FEDERAL LOAN PROGRAMS

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Credit and Rural Electrification resumed hearings on S. 1300 and H.R. 3050, bills to revise the liabilities and uses of the Rural Electrification and Telephone Revolving Fund, receiving testimony from Senator Baucus; Thomas Healey, Assistant Secretary of the Treasury for Domestic Finance; William A. Niskanen, Member, Council of Economic Advisers; Rudolph G. Penner, Director, Congressional Budget Office; John Luke, Associate Director, Resources, Community, and Economic Development Division, General Accounting Office; Rex Carpenter, Nebraska Rural Electric Association, Lincoln; Lester Murphy, Jr., Kansas Electric Cooperatives, Inc., Topeka; James M. Hubbard, North Carolina Association of Electric Cooperatives, Raleigh; Robert R. Edmiston, Lehman Brothers Kuhn Loeb, Inc., New York City; and Lee Hogan, Power and Communication Contractors Association, Washington, D.C.

Hearings were recessed subject to call.

### FEDERAL GRAIN INSPECTION

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices concluded hearings on S. 2546, to extend through September 30, 1988, certain amendments to the U.S. Grain Standards Act, requiring a national inspection system for grains, after receiving testimony from Kenneth A. Gilles, Administrator, Federal Grain Inspection Service, Department of Agriculture; T. L. Irmen, Maumee, Ohio, representing the National Grain and Feed Association; and Roger Larkin, Tidewater Grain Company, Philadelphia, Pennsylvania, on behalf of the National Trade Grain Council.

### APPROPRIATIONS—ARMY MODERNIZATION

*Committee on Appropriations:* Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1985 for Army modernization programs of the Department of Defense, receiving testimony from Jay R. Sculley, Assistant Secretary of the Army for Research, Development and Acquisition; Maj. General Richard D. Kenyon, Assistant Deputy Chief of Army Staff for Research, Development and Acquisition; and Brig. General Charles C. Adsit, Project Manager, Division Air Defense Gun System.

Subcommittee will meet again on Thursday, April 26.

### APPROPRIATIONS—INDEPENDENT AGENCIES

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies resumed hearings on proposed budget estimates for fiscal year 1985, receiving testimony in behalf of funds for their respective activities from Louis O. Giuffrida, Director, Federal Emergency Management Agency; and Edwin J. Gray, Chairman, Federal Home Loan Bank Board.

Subcommittee will meet again on Tuesday, May 1.

### APPROPRIATIONS—LABOR/HHS

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1985 for certain programs of the Department of Health and Human Services, receiving testimony from numerous public witnesses.

Subcommittee will meet again on Tuesday, April 24.

### AUTHORIZATIONS—MILITARY PROCUREMENT

*Committee on Armed Services:* Subcommittee on Strategic and Theater Nuclear Forces resumed open and closed hearings on S. 2414, authorizing funds for fiscal year 1985 for military procurement programs of the Department of Defense, focusing on the U.S. anti-satellite (ASAT) program and related arms control issues, receiving testimony from Richard N. Perle, Assistant Secretary of Defense for International Security Policy; Henry F. Cooper, Assistant Director, Strategic Programs Bureau, U.S. Arms Control and Disarmament Agency; Robert W. Buchheim, former head of U.S. Delegation to U.S.-Soviet ASAT Talks; Michael May, Lawrence Livermore National Laboratory; Victor H. Reis, Science Applications, Inc., McLean, Virginia; John Steinbruner, The Brookings Institution, Washington, D.C.; and officials of the intelligence community.

Hearings were recessed subject to call.

### NATIONAL AIRPORT SCATTER PLAN TEST

*Committee on Commerce, Science, and Transportation:* Subcommittee on Aviation concluded hearings on the Federal Aviation Administration's scatter plan to disperse airplanes departing National Airport over a larger geographical area, after receiving testimony from Senator Warner; Representatives Wolf, Parris, and Byron; Delegate Fauntroy; James Wilding, Director, Metro-Washington Airports, Federal Aviation Administration, Department of Transportation; John F. Herrity, Fairfax County Board of Supervi-

sors, Fairfax, Virginia; Mayor Carol W. DeLong, Falls Church, Virginia; Mayor Charles E. Beatley, Jr., and Virginia State Representative Frank Medico, both of Alexandria, Virginia; Mary Margaret Whipple, Arlington County Board, and Fred B. Wood, Citizens Against the Scatter Plan, both of Arlington, Virginia; Allen van Emmerick, Cabin John Citizens Association, Cabin John, Maryland; Eric Bernthal, Coalition on Airport Problems, and Gary Kopff, Coalition Against the Scatter Plan, both of Washington, D.C.; and William T. Moran, Prince Georges County Advisory Committee on National Airport Operations, Accokeek, Maryland.

#### **AUTOMOBILE ODOMETER MODIFICATIONS**

*Committee on Commerce, Science and Transportation:* Subcommittee on Surface Transportation concluded hearings on S. 1407, to protect purchasers of used cars from odometer modifications, after receiving testimony from Diane K. Steed, Administrator, National Highway Traffic Safety Administration, Department of Transportation; Joan Claybrook, Public Citizen, William Shultz, Public Citizen Litigation Group, and C. C. Gunn, and Tom Greene, both of the National Automobile Dealers Association, all of Washington, D.C.; John L. Sullivan, Nebraska New Car Dealers Association, Lincoln; and Pat Fagan, Wisconsin Automobile and Truck Dealers Association, Janesville.

#### **PUBLIC UTILITY RATES**

*Committee on Energy and Natural Resources:* Subcommittee on Energy Regulation held hearings on S. 1069, H.R. 555, and S. 817, bills to authorize the Federal Energy Regulatory Commission to approve the inclusion in the rate base of a public utility of the costs of construction work in progress, receiving testimony from Senator Pell; Raymond J. O'Connor, Chairman, Federal Energy Regulatory Commission; Jan Mares, Assistant Secretary of Energy for Policy, Safety and Environment; Dennis J. Roberts, Rhode Island Attorney General, and Mary Kilmarx, Rhode Island Public Utilities Commissioner, both of Providence; Douglas C. Bauer, Washington, D.C., Richard E. Disbrow, American Electric Power Company, Inc., Columbus, Ohio, and Guy W. Nichols, New England Electric Systems, Westborough, Massachusetts, all on behalf of the Edison Electric Institute; Bob Bergland, National Rural Electric Cooperative Association, Washington, D.C.; Alex Radin, Washington, D.C., and Louis Stroup, Jr., Kansas Municipal Utilities, McPherson, both on behalf of the American Public Power Association; John Huneke, Morgan Stanley & Co., Inc., Charles A. Benore, Paine Webber Mitchell Hutchins Inc., and Robert W. Burke, Moody's Investors Service, all of New York City; and James R. Spang,

American Society of Utility Investors, New Cumberland, Pennsylvania.

Hearings were recessed subject to call.

#### **PUBLIC DEBT LIMIT**

*Committee on Finance:* Subcommittee on Taxation and Debt Management concluded hearings on proposed legislation to raise the limit on the public debt, after receiving testimony from Thomas Healey, Assistant Secretary of the Treasury for Domestic Finance.

#### **INTERNATIONAL ORGANIZATIONS PUBLIC PROCEDURES**

*Committee on Foreign Relations:* Committee concluded hearings on S. 1910, to establish procedures with respect to the consideration of certain proposals by international organizations that may affect the interstate or foreign commerce of the United States, after receiving testimony from Gordon L. Streeb, Deputy Assistant Secretary of State for International Organization Affairs; Esther Peterson, former Consumer Adviser to Presidents Carter and Johnson, Charles Lichenstein, Heritage Foundation, and Calvin J. Collier, Grocery Manufacturers of America, all of Washington, D.C.

#### **NOMINATIONS**

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of Harry E. Bergold, Jr., of Florida, to be Ambassador to the Republic of Nicaragua, and Thomas H. Anderson, Jr., of Mississippi, to be Ambassador to Barbados, and to serve concurrently as Ambassador to the Commonwealth of Dominica, Ambassador to Santa Lucia, Ambassador to Saint Vincent and the Grenadines, Ambassador to Antigua and Barbuda, and Ambassador to St. Christopher and Nevis, after the nominees testified and answered questions in their own behalf. Mr. Anderson was introduced by Senator Cochran and Representative Lott.

#### **NATIONAL HEALTH CORPS SCHOLARSHIP COLLECTIONS**

*Committee on Governmental Affairs:* Subcommittee on Energy, Nuclear Proliferation and Government Processes concluded oversight hearings on the status of the National Health Corps Scholarship collections procedures, after receiving testimony from Bryan B. Mitchell, Acting Deputy Inspector General, and Edward D. Martin, Director, Bureau of Health Care Delivery and Assistance, Health Resources and Services Administration, both of the Department of Health and Human Services; William P. Tyson, Director, Executive Office for U.S. Attorneys, Department of Justice; Alan Mertz, and Elaina Newport, both Professional Staff Members, Subcommittee on Energy, Nuclear Proliferation, and Government Processes; Verne F. Kemerer, Baltimore, Maryland;



Alan Eshelman, San Francisco, California, representing the Association of National Health Corps Scholarship Recipients; Richard Nelson, Skyline Credit Corp., Bailey's Crossroads, Virginia; and Dan Webb, U.S. Attorney for the Northern District of Illinois, Chicago.

### TRANSFER OF TECHNOLOGY

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations concluded hearings to examine the efficiency and effectiveness of the United States in working with the NATO nations and Japan in drafting and executing export controls on high technology shipments to the Soviet Union and the Soviet bloc, and to examine the enforcement of the Export Administration Act, after receiving testimony from Lionel H. Olmer, Under Secretary of Commerce for Internal Trade; William J. Schneider, Jr., Under Secretary of State for Security Assistance, Science and Technology; Richard N. Perle, Assistant Secretary of Defense for International Security Policy; Clark McFadden, representing the Industry Coalition on Technology Transfer, Washington, D.C.; and H. B. Lyon, Dallas, Texas.

### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

The nominations of Edward Leavy, to be U.S. District Judge for the District of Oregon, William D. Browning, to be U.S. District Judge for the District of Arizona, Joseph J. Longobardi, to be U.S. District Judge for the District of Delaware, Terrence W. Boyle, to be U.S. District Judge for the Eastern District of North Carolina, Mario F. Aguero, of New York, to be a commissioner of the Copyright Royalty Tribunal, and Daniel R. Lopez, of California, to be a Commissioner of the United States Parole Commission;

S.J. Res. 198, to designate April 27, 1984, as "National Nursing Home Residents Day";

S.J. Res. 227, to designate the week beginning November 11, 1984, as "National Women Veterans Recognition Week";

S.J. Res. 244, to designate the week beginning May 6, 1984, as "National Asthma and Allergy Awareness Week"; and

S. 384, to establish the State Justice Institute as a private nonprofit corporation to further the development of improved judicial administration in State courts, with amendments.

Also, the committee resumed consideration of S. 914, to revise certain provisions of the Gun Control Act of 1968 relating to the licensing of manufacturers, dealers, and importers of firearms and ammunition, but did not complete action thereon.

### AUTHORIZATIONS—LIBRARY SERVICES/ADULT EDUCATION

*Committee on Labor and Human Resources:* Subcommittee on Education, Arts, and Humanities approved for full committee consideration with amendments S. 2490, authorizing funds for fiscal years 1985 through 1989 for programs of the Library Services and Construction Act, and S. 2496, authorizing funds for fiscal years 1985 through 1989 for programs of the Adult Education Act.

### SMALL BUSINESS COMPETITION

*Committee on Small Business:* Committee resumed hearings on S. 2489, to enhance competition in Government procurement, and S. 2434, to require the assignment of breakout procurement representative at major procuring installations, receiving testimony from Representative Roth; Harvey J. Gordon, Assistant Deputy Under Secretary of Defense for Acquisition Management; Stuart J. Evans, Assistant Administrator for Procurement, National Aeronautics and Space Administration; Barnett M. Ancelet, Director, Office of Installations and Logistics, Department of Transportation; Frank S. Swain, Chief Counsel for Advocacy, Small Business Administration; Jeffrey H. Joseph, Domestic Policy, Ellen B. Brown, Business-Government Policy Department, and Jeanne L. Morin, Small Business Center, all of the U.S. Chamber of Commerce, and Wilsie H. Adams, Jr., National Security Industrial Association, all of Washington, D.C.; A. G. W. Biddle, Computer & Communications Industry Association, Arlington, Virginia; Bruce N. Hahn, National Tooling and Machining Association, Ft. Washington, Maryland; Charles W. Engfer, Lynmar Sales, Inc., on behalf of the National Small Business Government Contractors, Fairfield, New Jersey; and Joseph J. Petrillo, National Association of Aircraft and Communications Suppliers, North Hollywood, California.

Hearings were recessed subject to call.

## House of Representatives

### Chamber Action

**Bills Introduced:** 61 public bills, H.R. 5438-5498; 2 private bills, H.R. 5499-5500; and 11 resolutions, H.J. Res. 546-550, H. Con. Res. 291-292, and H. Res. 486-489 were introduced.

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**Bills Reported:** Reports were filed as follows:

Conference report on S. 1129, to authorize appropriations for programs under the Domestic Volunteer Service Act of 1973 (H. Rept. 98-679);

S. 1212, for the relief of sixteen employees of the Charleston Naval Shipyard (H. Rept. 98-680);

H.R. 4666, to provide for the recovery by the United States of the costs of hospital and medical care and treatment furnished by the United States in certain circumstances, amended (H. Rept. 98-681);

H.R. 4212, to amend the charter of AMVETS by extending eligibility for membership to individuals who qualify on or after May 8, 1975, amended (H. Rept. 98-682);

H.R. 3115, to relieve the General Accounting Office of duplicative audit requirements with respect to the Disabled American Veteran (H. Rept. 98-683);

H.R. 2464, to recognize the Army and Navy Union of the United States of America, amended (H. Rept. 98-684);

H.R. 4145, to aid State and local governments in strengthening and improving their judicial systems through the creation of a State Justice Institute (H. Rept. 98-685);

H.R. 5244, to authorize appropriations to the Department of Energy for civilian research and development programs for fiscal years 1985, 1986, 1987, amended (H. Rept. 98-686);

H.R. 4968, to provide for the conveyance by the Secretary of Energy of surface rights to certain parcels of land located on Naval Petroleum Reserve Numbered 2 in the State of California on which private residences are located (H. Rept. 98-687);

H.R. 5245, to authorize appropriations to the Department of Energy for civilian energy programs for the fiscal years 1985, 1986, and 1987, and for the continuation in those fiscal years of prior year energy projects, amended (H. Rept. 98-688); and

H.R. 5290, to establish a temporary program under which parenteral diacetylmorphine will be made available through qualified pharmacies for the relief of intractable pain due to cancer, amended (H. Rept. 98-689).

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**Late Reports:** Committee on Agriculture received permission to have until midnight Friday, April 13, to file a report on H.R. 3678, Water Resources, Conservation, Development, and Infrastructure Improvement and Rehabilitation Act of 1983; and

Committee on Armed Services received permission to have until midnight Friday, April 20, to file a report on H.R. 5064, Defense Spare Parts Procurement Reform Act.

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**Private Bill:** House cleared for the President S. 1186, a private bill; by agreeing to the Senate amendment to the House amendment thereto.

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**Budget Reconciliation:** By a yea-and-nay vote of 261 yeas to 152 nays, Roll No. 87, the House passed

H.R. 5394, to provide for reconciliation pursuant to section 2 of the first concurrent resolution on the budget for fiscal year 1985, as passed the House of Representatives.

Rejected a motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith containing an amendment in the nature of a substitute that would have placed a freeze on physicians fees for inpatient and outpatient Medicare services for one year, and would have delayed the implementation of spending increases provided in this bill (rejected by a yea-and-nay vote of 172 yeas to 242 nays, Roll No. 86).

Rejected an amendment that sought to place a freeze on physicians fees for Medicare inpatient services for one year, and to require mandatory assignments.

H. Res. 483, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 217 yeas to 196 nays, Roll No. 85. Agreed to order the previous question on the resolution by a yea-and-nay vote of 241 yeas to 173 nays, Roll No. 84.

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**District Work Period:** House agreed to S. Con. Res. 104, relating to the adjournment of the Senate and House of Representatives until April 24, 1984—clearing the measure.

Page 9471

**Mining of Nicaraguan Waters:** By a recorded vote of 281 yeas to 111 noes, Roll No. 90, the House agreed to H. Con. Res. 290, expressing the sense of the Congress that no appropriated funds shall be used for the purpose of mining the ports or territorial waters of Nicaragua.

Rejected a motion to recommit the resolution to the Committee on Foreign Affairs with instructions to report it back forthwith containing an amendment in the nature of a substitute that expresses the sense of Congress that no funds should be expended for such purpose if the Congress certified that the Government of Nicaragua had ceased its activities aimed at subversion of neighboring states (rejected by a recorded vote of 144 yeas to 249 noes, Roll No. 89).

H. Res. 485, the rule under which the resolution was considered, was agreed to earlier by a yea-and-nay vote of 230 yeas to 153 nays, Roll No. 88.

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**Repair of Mace:** House agreed to H. Res. 487, authorizing the repair of the mace of the House of Representatives.

Page 9514

**Resignations—Appointments:** Notwithstanding any adjournment of the House until Tuesday, April 24, the Speaker was authorized to accept resigna-



tions, and to appoint commissions, boards, and committees authorized by law or by the House.

Page 9515

**Bankruptcy Transition Provisions:** Objection was heard to a unanimous-consent request to consider S. 2570, to continue the transition provisions of the Bankruptcy Act until May 26, 1984.

Page 9515

**Election of Speaker Pro Tempore:** House agreed to H. Res. 488, electing Representative Wright as Speaker pro tempore during the absence of the Speaker.

Page 9516

**Quorum Call—Votes:** One quorum call, five yeas and nay votes, and two recorded votes developed during the proceedings of the House today and appear on pages 9395, 9469, 9470, 9481, 9513.

**Adjournment:** Met at 11 a.m., and, pursuant to the provisions of S. Con. Res. 103 and 104, adjourned at 12:56 a.m. on Friday, April 13.

## Committee Meetings

### EXTEND DATE OF AMENDMENTS— GRADE STANDARDS ACT

*Committee on Agriculture:* Subcommittee on Wheat, Soybeans, and Feed Grains approved for full Committee action amended H.R. 5221, to extend through September 30, 1988, the period during which amendments to the U.S. Grain Standards Act contained in section 155 of the Omnibus Budget Reconciliation Act of 1981 remain effective.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from a departmental; and public witnesses.

### COMMERCE-JUSTICE-STATE- JUDICIARY APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce-Justice-State-Judiciary continued appropriations hearings. Testimony was heard from Members of Congress and public witnesses.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on Guard and Reserve. Testimony was heard from the following officials of the Department of Defense: Edward Philbin, Deputy Assistant Secretary of Defense for Research Affairs; Maj. Gen. William R. Berkman, USA, Chief, Army Reserve; RAdm. C. J. Kempf, USN, Director, Naval Reserve; Maj. Gen. Stephen Olmstead, Deputy Chief of Staff, Reserve Affairs; and Maj. Gen. Sloan R. Gill, USAF, Chief, Air Force Reserve.

### FOREIGN OPERATIONS APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Foreign Operations held a hearing on South Asia Region. Testimony was heard from Howard Schaffer, Deputy Assistant Secretary for Bureau of Near Eastern and South Asian Affairs, Department of State; and Eugene Staples, Deputy Assistant Administrator, Bureau for Asia, AID.

The Subcommittee also held a hearing on Central America. Testimony was heard from Sol M. Linowitz, Co-Chairman of the Inter-American Dialogue; and other public witnesses.

### HUD-INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on HUD-Independent Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on National Endowment for the Humanities and Institute of Museum Services. Testimony was heard from public witnesses.

### LABOR-HHS-EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor-HHS-Education held a hearing on Department Management. Testimony was heard from John J. O'Shaughnessy, Assistant Secretary for Management and Budget, Department of Labor.

### MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction continued appropriation hearings. Testimony was heard from public witnesses.

### TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation continued hearings on Federal Aviation Administration. Testimony was heard from the following officials of the Department of Transportation: Michael Fenello, Acting Administrator, Federal Aviation Administration; Donald Derman, Assistant Secretary for Budget and Programs; Matthew Scozza, Assistant Secretary for Policy and International Affairs; and Robert Farman, Assistant Secretary for Administration.

### INTELLIGENCE BRIEFING

*Committee on Armed Services:* Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

**FINANCIAL SYSTEM AND THE NEEDS OF THE AMERICAN PEOPLE**

*Committee on Banking, Finance and Urban Affairs:* Continued hearings on how the financial system can best be shaped to meet the needs of the American people. Testimony was heard from Representative Dorgan; and public witnesses.

**HIGHER EDUCATION ACT**

*Committee on Education and Labor:* Subcommittee on Postsecondary Education concluded hearings on H.R. 5240, to amend and extend the Higher Education Act of 1965. Testimony was heard from Gary L. Jones, Under Secretary of Education, Department of Education; and a public witness.

**NATURAL GAS POLICY ADJUSTMENTS ACT**

*Committee on Energy and Commerce:* Ordered reported amended H.R. 4277, Natural Gas Policy Adjustments Act of 1983.

**INTERNATIONAL PROTECTION OF MARINE MAMMALS**

*Committee on Foreign Affairs:* Subcommittee on Human Rights and International Organizations held a hearing on International Protection of Marine Mammals, including consideration of the following measures: H.R. 3416, Antarctic Marine Living Resources Convention Act of 1983; H. Con. Res. 69, expressing the sense of the Congress with respect to those nations that have filed an objection to the International Whaling Commission ban on commercial whaling; and H.J. Res. 136, calling for a wildlife preserve for humpback whales in the West Indies. Testimony was heard from Representative Ratchford; James Winchester, Assistant Administrator, NOAA, Department of Commerce; and public witnesses.

**GROUND WATER PROTECTION STRATEGY**

*Committee on Government Operations:* Subcommittee on Environment, Energy, and Natural Resources concluded hearings on Ground Water Protection Strategy Recently Proposed by the Environmental Protection Agency. Testimony was heard from public witnesses.

**COMMITTEE BUSINESS**

*Committee on House Administration:* Subcommittee on Personnel and Police met to consider pending business.

**INDIAN HEALTH CARE AMENDMENTS**

*Committee on Interior and Insular Affairs:* Concluded hearings on H.R. 4567, Indian Health Care Amendments of 1984. Testimony was heard from Representatives Daschle, and Bereuter; Dr. Robert

Graham, Administrator, Health Resources and Services Administration, Department of Health and Human Services, and public witnesses.

**NATIONAL OUTDOOR RECREATION RESOURCES REVIEW ACT**

*Committee on Interior and Insular Affairs:* Subcommittee on Public Lands and National Parks held a hearing on H.R. 2837 and S. 1090, National Outdoor Recreation Resources Review Act of 1983. Testimony was heard from Representatives Bereuter, and Reid; John Snyder, Deputy Under Secretary, U.S. Travel and Tourism, Department of Commerce; R. Max Peterson, Chief, Forest Service, USDA; Russell Dickenson, Director, National Park Service, Department of the Interior; and Jonathan P. Deason, Assistant for Water Resources Management, Office of the Assistant Secretary of the Army (Civil Works).

**CONSUMER VIDEO SALES-RENTAL AMENDMENT**

*Committee on the Judiciary:* Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 1029, Consumer Video Sales-Rental Amendment of 1983. Testimony was heard from public witnesses.

**SENTENCING**

*Committee on the Judiciary:* Subcommittee on Criminal Justice continued hearings on H.R. 4827, to amend title 18 of the United States Code with respect to sentencing; and H.R. 4554, Sentencing Act of 1983. Testimony was heard from public witnesses.

**EL SALVADOR**

*Committee on the Judiciary:* Subcommittee on Immigration, Refugees, and International Law held a hearing on H.R. 4447, to provide for the temporary suspension of deportation for certain aliens who are nationals of El Salvador, and to provide for the Presidential and congressional review of conditions in El Salvador. Testimony was heard from Representatives Moakley, Patterson, and Lowry of Washington; Elliott Abrams, Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs, Department of State; and Alan Nelson, Commissioner, Immigration and Naturalization Service, Department of Justice.

**DEFENSE-RELATED ASPECTS OF THE MERCHANT MARINE**

*Committee on Merchant Marine and Fisheries:* Subcommittee on Merchant Marine held a hearing on H.R. 3289, to establish a commission to study defense-related aspects of the U.S. merchant marine. Testimony was heard from Andrew S. Prince, Deputy Assistant Secretary of the Navy for Sealift and Maritime Affairs, Office of the Assistant Secretary of the



Navy for Shipbuilding and Logistics; Garrett E. Brown, Jr., Chief Counsel, Maritime Administration, Department of Transportation; and public witnesses.

#### SENIOR EXECUTIVE SERVICE

*Committee on Post Office and Civil Service:* Subcommittee on Civil Service continued hearings on the Senior Executive Service. Testimony was heard from Richard Dewling, Deputy Regional Administrator, Region II, New York, EPA; Dr. Richard Smith, Director, John F. Kennedy Space Center, NASA; and public witnesses.

Hearings continue tomorrow.

#### COMMITTEE BUSINESS

*Committee on Post Office and Civil Service:* Subcommittee on Human Resources met to consider pending business.

#### MISCELLANEOUS MEASURES; PROSPECTUS

*Committee on Public Works and Transportation:* Subcommittee on Public Buildings and Grounds ordered reported amended H.R. 5281, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts.

The Subcommittee continued hearings on H.R. 5409, to amend the John F. Kennedy Center Act to effect agreements on financial relationships between the Board of the John F. Kennedy Center for the Performing Arts and the Secretary of the Treasury. Testimony was heard from Roger L. Stevens, Chairman, John F. Kennedy Center for the Performing Arts; and William J. Anderson, Director, General Government Division, GAO.

The Subcommittee also continued hearings on H.R. 4025, to authorize the Administrator of General Services to transfer to the Smithsonian Institution without reimbursement the General Post Office building and the site thereof located in the District of Columbia. Testimony was heard from Tom L. Peyton, Jr., Director, Facilities Services, Smithsonian Institution.

#### WOMEN'S BUSINESS OWNERSHIP ACT

*Committee on Small Business:* Held a hearing on H.R. 3832, Women's Business Ownership Act of 1983. Testimony was heard from Representatives Moody, and Boggs; and public witnesses.

#### TAX TREATMENT OF LOW-INCOME PERSONS

*Committee on Ways and Means:* Subcommittee on Oversight held a hearing on the tax treatment of low-income persons. Testimony was heard from Dr. Charles McClure, Deputy Assistant Secretary for Tax Analysis, Department of the Treasury; John F.

Coder, Chief, Income Statistics Branch, Bureau of the Census, Department of Commerce; and public witnesses.

#### MISCELLANEOUS MEASURES; GROUP LEGAL SERVICES

*Committee on Ways and Means:* Subcommittee on Select Revenue Measures held a hearing on miscellaneous tax bills; and group legal services. Testimony was heard from Representative Mikulski; Robert Woodward, Tax Legislative Counsel, Department of the Treasury; and public witnesses.

#### TRADE DEFICIT

*Committee on Ways and Means:* Subcommittee on Trade continued hearings on the U.S. Trade Deficit. Testimony was heard from public witnesses.

Hearings continue April 25.

#### EARNINGS SHARING

*Select Committee on Aging:* Task Force on Social Security and Women held a hearing on earnings sharing. Testimony was heard from Martha McSteen, Acting Commissioner of Social Security, Department of Health and Human Services.

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### Joint Meeting

#### HEALTH CARE COSTS/ECONOMY

*Joint Economic Committee:* Committee held hearings to examine the effects of health care costs on the economy, receiving testimony from Joseph Califano, Dewey, Ballantine, Bushby, Palmer, and Wood, on behalf of the Chrysler Corporation, James Hacking, American Association of Retired Persons, Willis Goldbeck, Washington Business Group on Health, Jack Owen, American Hospital Association, and James A. Dorsch, Health Insurance Association of America, all of Washington, D.C.; Bert White, Bailey, Mississippi, representing the American Farm Bureau Federation; Alan Nelson, Salt Lake City, Utah, on behalf of the American Medical Association; Jack Shelton, on behalf of the Ford Motor Company, Dearborn, Michigan; and Mary Suther, Visiting Nurse Association, Dallas, Texas, on behalf of the National Association of Home Care.

Hearings were recessed subject to call.

#### EXPORT ADMINISTRATION ACT AMENDMENTS

*Conferees* met on the differences between the Senate- and House-passed versions of S. 979, to improve the enforcement of export administration laws, but did not complete action thereon, and recessed subject to call.